



OGC 76-7362

21 December 1976

MEMORANDUM FOR: Deputy Director for Administration
Deputy Director for Operations
Deputy Director for Science & Technology
Legislative Counsel
Inspector General
Executive Secretary

X1 FROM :
Office of General Counsel

SUBJECT : Oliver v. Committee for the Reelection of the
President et al., United States District Court
for the District of Columbia, Civil Action No.
1207-73

1. Attached is a list of documents subpoenaed in referent action. On 17 December this Agency filed a detailed opposition to the demand of counsel for crossclaimants for the production of documents. These are basically the same materials that were the subject of two previous subpoenas, dated June 1974, in the case of United States v. Ehrlichman. In both cases the subpoenas were filed in behalf of Messrs. Barker and Martinez.

2. In the affidavit filed by CIA, it was represented to opposing counsel that the CIA would take steps to make certain materials available for review. Items 1, 2, 7, 8, 24, and 25, which contain materials already made available in connection with Ehrlichman, will be shown to counsel at his convenience.

3. Items 5, 6, 13, and 15 describe materials that must be reviewed to determine the extent to which they may be declassified for release on 27 December 1976. Item 15 is the so-called "Mr. Edwards" file.

(EXECUTIVE SECRETARY)

OGC

4. The remaining items must be located and reviewed for national security considerations prior to 7 January 1976. On that date the Agency must inform counsel for crossclaimants the status of that review, specifically:

- a. What materials may be released in toto.
- b. What files may be made available to counsel under an appropriate secrecy agreement.
- c. What materials may be released in sanitized form.
- d. What further search and review will be necessary.

5. While the task of locating and reviewing these materials by the appropriate deadlines may prove tedious, the alternative is a court order granting the motion to produce all the materials.

6. Therefore, it is important that two deadlines be met:

a. 27 December - Items 5, 6, 13, and 15 must be reviewed and declassified for release to the extent possible.

b. 7 January - The remainder of the listed items must be reviewed and specifically addressed in order that this Office may respond appropriately.

7. If you have any questions or comments, please call me at extension

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Attachment



Next 3 Page(s) In Document Exempt